



ALIX, YALE & RISTAS, LLP

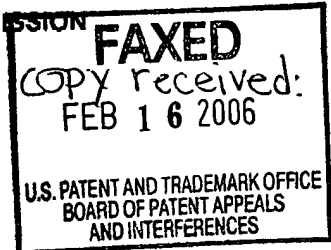
INTELLECTUAL PROPERTY LAW
SINCE 1865

750 Main Street
Hartford, CT 06103-2721

phone 860.527.9211
fax 860.527.5029
email email@pctlaw.com
website www.pctlaw.com

February 16, 2006

FACSIMILE TRANSMISSION



TO: Mr. Harry Horton,
U.S. Patent and Trademark Office,

FAX NUMBER: (571) 273-4617

FROM: Jim Piotrowski

NUMBER OF PAGES TRANSMITTED (including this cover page) 7

IF YOU DO NOT RECEIVE ALL PAGES OR ARE HAVING TROUBLE,
PLEASE CONTACT ALIX, YALE & RISTAS, LLP.

CONFIRMATION COPY TO FOLLOW ☐ YES ☒ NO

Guy D. Yale
L. James Ristas
Clifford P. Kelly
James E. Piotrowski
Thomas J. Menard
Benjamin Y. Agress
Thomas A. Hatfield

Re: **Appeal Brief Supplement**
Title: **Paper And Related Products Of Improved Wet Expansion Profile**
Inventor(s): **Alan Wightman et al**
App. No.: **09/869,745**
Docket No.: **DEXNON/095/PC/US**
App. No.: **09/869,745**

Dear Mr. Horton,

Thank you for your phone call today. As per that phone call I am sending a replacement page 2 and new appendix separation pages.

New page 2 changes the titles for existing Appendices A-D to reflect the Claims appendix, Evidence appendix and Related proceedings appendix headings recited in 37 CFR §41.37. Note that there is no change to content or organization of the existing appendices, e.g. Appendix A as filed is still Appendix A in new page 2. I have also included new separators for the existing appendices reflecting the changed titles.

If you would like me to send clean copies of these sheets by mail or email or if you have any other concerns please feel free to contact me.

Sincerely,

Jim Piotrowski

G:\AYR saved docs\Filing Docs\Dexnon or Awl\dexnon095pcus\206 Brief supplement transmittal.doc

The information contained in this facsimile message is intended for the use of the individual or entity named and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this message in error, please immediately notify us by telephone or return facsimile and return the original message to us at the above address via the mail.
AYR fax 10-03

- b. The Board should withdraw this rejection of claims 26-27 and 40-41.
- 5. The Examiner has failed to establish a *prima facie* case of obviousness against claim 29 for additional reasons.
- C. THE EXAMINER HAS FAILED TO ADDRESS APPELLANT'S EVIDENCE OF NONOBVIOUSNESS.
- D. THE EXAMINER HAS RESORTED TO IMPERMISSIBLE HINDSIGHT TO FIND APPELLANTS CLAIMS OBVIOUS OVER THE COMBINED ROSE AND ITO REFERENCES.

VIII. CLAIMS APPENDIX (A) CLAIMS INVOLVED IN THE APPEAL

IX. EVIDENCE APPENDIX (B) INTERNATIONAL PUBLICATION NO. WO 00/40092

EVIDENCE APPENDIX (C) EXAMINER SEARCH NOTES FOR U.S. PATENT APPLICATION NO. 09/869,745 DOWNLOADED FROM PTO PAIR SYSTEM.

EVIDENCE APPENDIX (D) COPIES OF THE ASSIGNMENT OF THIS INVENTION AND NAME CHANGE OF THE REAL PARTY IN INTEREST.

X. RELATED PROCEEDINGS APPENDIX NONE SUBMITTED

The final page of section VII bears the signature of Appellant's attorney.

The present application is a U.S. National Phase entry of International Patent Application No. PCT/GB99/04418, which was published on July 13, 2000 as International Publication No. WO 00/40092. The page and line numbers used in this brief are taken from the above International Publication No. WO 00/40092. A copy of this International Publication is enclosed as APPENDIX B for the Board's convenience.

I. REAL PARTY IN INTEREST

This application was assigned from the inventors to Ahlstrom Dexter LLC, a Delaware Corporation having a principal place of business at 230 Park Avenue, Suite 2215, New York, NY 10169 and a place of business at Two Elm Street, Windsor Locks, CT

VIII. CLAIMS APPENDIX (A) CLAIMS INVOLVED IN THE APPEAL

IX. EVIDENCE APPENDIX (B) INTERNATIONAL PUBLICATION NO. WO 00/40092

**IX. EVIDENCE APPENDIX (C) EXAMINER SEARCH NOTES FOR U.S. PATENT
APPLICATION NO. 09/869,745 DOWNLOADED FROM
PTO PAIR SYSTEM.**

**IX. EVIDENCE APPENDIX (D) COPIES OF THE ASSIGNMENT OF THIS INVENTION
AND NAME CHANGE OF THE REAL PARTY IN
INTEREST.**

X. RELATED PROCEEDINGS APPENDIX NONE SUBMITTED